SLOW PROGRESS IN ROSE TRIAL

Illness of District Attorney Eichnor Causes a Postponement of the Case Till Today.

COURT CALENDAR.

Cases Set for Today. DISTRICT COURT.

Division No. 1-Hon. W. C. Hall, Francis Cargoog et al. vs. the #

Mackey Printing and Binding company: petition for confirmation of + sale by receiver

Division No. 2-Hon. S. W. Stewart, Judge.

Oregon Short Line Railway com-

pany vs. Moylan Fox et al. Division No. 3-Hon, C. W. Morse,

Judge. State of Utah vs. Frank Rose.

Division No. 4-Hon. T. D. Lewis, Thomas Roscamp vs. Henrietta +

Roscamp; Utah Savings and Trust + company vs. S. Bamberger. CITY COURT. Civil Division-Hon. H. S. Tanner, +

10 a m. Dart vs. Boyd: Fishel vs. Morris Somner. 2 p. m., Hodges vs. Snow

+++++++++++ Owing to indisposition of District Attorney Eichnor the Frank Rose murder case was continued yesterday morning until 19 o'clock today. Mr. Elchnor is suffering from a bad cold and was unable to be present in court yesterday. Assistant County Attorney Smith, however, examined the talesmen on the two special venires as to their statutory qualifications, and the selection of the

remainder of the jury will be taken up again this morning. One juror, George W. Stocking, is all that has been se-cured thus far. The deputy sheriffs were unable to serve subponeas on all the jurors summoned in time for court yesterday on account of the heavy condition of the roads. Although they worked hard and

roads. Although they worked hard and all night only sixty-one of the men summoned on the two venires appeared in court yesterday. These were examined on their voir dire by Mr. Smith, and forty-one were sworn and accepted. The remaining were excused as follows: Four, wrong name; 2, unable to read or write English; 4, physical disabilities; 5, on own motion, and 4, exempt under the statutes. under the statutes.

The condition of District Attorney Eichnor is in no way serious, but he is confined to his bed with an attack of the grippe and it was thought improb-able last night that he would be able to attend court today. In the event that he can not be present today the case will no doubt be continued until such time as he is recovered.

ELDREDGE RESTRAINED FROM ASSESSING PROPERTY

In accordance with the petition of City Attorney Dey the Supreme court has issued a writ of prohibition against County Assessor Ben R. Eldredge, et al., temporarily restraining the assessal., temporarily restraining the assessing of the property of the Utah Light & Railway company. The County Assessor secured an opinion from the County Attorney in which it was held that the statute giving the State Board of Equalization power to assess property wholly within the county was unconstitutional, and Mr. Eldredge was preparing to assess the property of the street railway company when the above action was commenced. The writ is made returnable on March 14th at 10 o'clock, at which time the defendant will be required to show cause why he should not be permanently enjoined from making the assessment. from making the assessment on the property in dispute.

Court Notes

Sult for divorce was brought in the District court yesterday by Adelia Sloan against William A. Sloan. The plaintiff alleges desertion and non-sup-port and asks for general relief. The couple intermarried at Nephi June 1, 1891.

Aaron Keyser brought an action in the Districth court yesterday against John E. Hill, et al., to recover on a promissory note for \$2500, alleged to have been executed by the defendants in favor of the plaintiff on January 28, 1902

Henrietta M. Austin filed a complaint for divorce in the District court yesterday against Frederick Austin, whom she alleges deserted her in August, 1901. The parties were married at White Oaks, N. M., on March II, 1858, and have three children, the custody of whom is asked by the plaintiff. A petition in intervention in the case

of Francis Cargeeg, et al., vs. the Mackey Printing and Binding company was filed in the District court yester-day by F. G. Wood, who alleges that he holds the promissory note of the de-fendant for \$3000. It is asked that the note be declared a lien upon the prop-erty of the defendant.

TIMELY CALLING. How the Pastor Saved a Life.

A man near Fort Gay, W. Va., made an entire failure in getting strength from the kind of food he ate and not knowing that the trouble was with the food kept on losing health until the doc-

tors gave him up to die.

It was supposed to be consumption because he was wasting away steadily and slowly dying. His minister called from time to time and one day brought along a problem. along a package of Grape-Nuts think-ing from what he knew of the famous food that perhaps it might help him. The sick man took to it at once and from that day began to get well. In

writing he says:
"I walked to town today 3 miles.
Have gained over 40 pounds in about 2 months and my neighbors don't know what to say. I frequently am told it was as if I am raised from the dead. was as if I am raised from the dead. Everybody here knows of my case, you can teil people to write to the Postmaster or Rev. L. D. Bryan. I will make a sworn statement that Grape-Nutssaved my life." Name given by Postum Co., Battle Creek, Mich.

This is another illustration that where all other food falls one can be brought back to health and strength on Grape-Nuts. "There's a reason."

Grape-Nuts. "There's a reason."
Look in each pkg for the famous little book, "The Road to Wellville."

JOHN RICE HELD FOR BEUTLER MURDER

George W. Muncy Furnished Damaging Evidence That Induced Judge Diehl to Hold the Prisoner.

John Rice was held to the District cour without batl to answer for the murder o Fred Beutler on February 25, 1897, by Judge Diehl yesterday afternoon. The decision was handed down after the examination of George W. Muncy, which lasted all morning and a part of the afternoon.

the arrest of Rice and Abe Bunter on this charge. The witness gave his age as 57, and said he had met Rice a short time prior to the death of Beutler. He said that he met Rice and Hunter in Hunter's gran

he met Rice and Hunter in Hunter's gran ary some ten days before the murder, and that Hunter proposed to rob Beutler. They agreed to meet in the granary and did so.

"We found the old man sitting in a chair," said the witness. "We grabbed him and threw him on the bed. Rice shaved a rag, which he had brought from the granary, in the old man's mouth. Hunter turned the light down and hunted for the money. He couldn't find any. We became quiet and then some one knocked at the door and everything was quiet.

"When we went in we covered our faces with cloths that we had found in the granary. It was Hunter who opened Beutler's door and locked it after we got inside. While Hunter was turning the light down, Rice and I were holding the old man and Rice stuffed the rag in his mouth.

"Beutler cried out only once. He said."

mouth. "Beutler cried out only once. He said "Beutler cried out only once. He said "Morder!" I saw Rice with his hands on Beutler's threat choking him. We stayed about five minutes and left because we did not think it safe to remain there. Rice and Hunter did not go with me. Beutler was not dead when I left. I could tell because he was on the bed moving."

Minute said he saw Rice once after the murder and advised him to get out of the country, which Rice promised to do. He did not see Rice again until he met him in the county jail this spring.

SOLDIER OF THE CIVII. WAR.

Cross-examination brought out the fact that Muncy was a veteran of the Civil war and that he had marched with Shreman "from Atlanta to the sea." He said he had been wounded in the right arm, but had never been hurt on the head. His evesight, he said, is bad and he was not able to read the newspapers for some time before and after the Beutler murder. When he was first arrested by Deputy Sheriff Booth he denied all knowledge of the crime. The next day he implicated Abe Hunter, Al Mitchell and Rice, but kept his own name out of it. Finslly, he said, he told the whole thing, keeping back nothing.

The witness was unable to tell how Rice and Hunter were dressed on the night of the murder. He did not know how Equiter was dressed and had never seen him before. He illustrated how he had taken hold of Beutler by the shoulders and drawn him back,

When the State closed lis case Mr. Hamilton announced that the defense would introduce no testimony. He made a formal motion to dismiss, for the reason that there was no legal evidence upon which the court would be justified in holding Rice to the District court. The motion was overrubed and the defendant was remanded to the custody of the Sher-iff.

The hearing of Abe Hunter on the same charge will begin this morning at 10 c'clock. He will be defended by Edier & Fowler. SOLDIER OF THE CIVIL WAR.

charge will begin this morning at 10 o'clock. He will be defended by Edier & Fowler.

SPRAYING AND PRUNING.

Mr. Screnson, Inspector of Pests, Directs Attention to Both as Urgent as it kills everything, but it can only be used in winter when trees are dor-mant, but there is no spray to com-pare with it for efficiency. Respectfully, JOHN P. SORENSEN, Inspector of Pests, Salt Lake county, Feb. 24, 1964. Requirements.

Editor Tribune .- The fruit raisers of Salt Lake county have, no doubt, seen in your paper an account of the new method of preparing the winter wash preparing to assess the property of the formerly called No. 7. As inspector, I

> the saving of time and material. If any one desires to make it, and has any loubt as to how, if he will send word to me I will call and assist him, free of

charge.

Now is the time to commence pruning and winter spraying. We do not see any worms crawling around, or insects buzzing about as we do in the summer buzzing about as we do in the summer time, and therefore some conclude there is no use in spraying. That is where appearance deceives, and people make a great mistake. The insects though dormant, are still present with us in some form. They get the better of us in the summer because they can creep or fly away when we get after them either with the spray pump or powder gun. Now is our time to get even, as

either with the spray pump or powder gun. Now is our time to get even, as they have to sit still and take their medicine, which, if properly applied, will do more effective work than at any other time of the year. For illustration, if you will take a magnifying glass and examine around the cherry tree buds, or under a pear tree branch, thousands of eggs will be found, which, in the opening of spring found, which, in the opening of spring produce ravaging insects to destroy blossoms and fruit. You will also find burned.

The Blackfoot Democrat says: "William Showell of Sait Lake, father of R. O. G. Showell, and a pioneer of Utah, who has been visiting his son for a few days past, left town Friday evening for an extended visit on the coast. Mr. Showell will visit Portland. San Francisco and other points of interest and will be absent several weeks. Mr. Showell came to this part of the West in 1861 and was in Sait Lake when it was not as large as the present Blackfoot." blossoms and fruit. You will also find the codling moth larva and pupa under the loose bark of trees. Every such nest destroyed now will save your orchard from 500 to 1200 worms in the coming summer.

The great efficacy of winter spray-

ing consists in the fact that you not only destroy any insect you touch, the same as you do with the summer spray. but in winter the spray you can use is of such a nature that it destroys the or such a nature that it destroys the insect eggs, whereas the summer spray cannot be made strong enough to destroy the eggs. This makes a vast difference between a summer and a winter spray, in favor of the latter. Besides the winter spraying also destroys the spori of fungi, thereby preventing mil-dew and the premature decay of fruit. One objection to the winter spray has been the excessive time and labor con-

present Blackfoot."

The Logan Journal has this story of an honest man: "James Collett, whose home is in this city, while at work in Deweyville hast Saturday, found a wallet containing 500 in United States currency and about \$200 in checks. He at once amnounced his find and tried to locate the owner, but could not do so. Next day a man appeared nearly frantic over the loss of his wallet. What kind of a wallet was it? asked Collett, and the man described it. Collett handed it to him, and in returned received not so much as thank you." And then people wonder why honesty is always at a premium." been the excessive time and labor con-sumed in preparing it. This objection is now overcome by the new method of preparation. The winter spray prepared by this new method should be used by everybody having trees or bushes, as there is no spray to compare with it for general efficacy. Formula No. 5, which is the old No. 7.

LIME, SULPHUR AND SALT MIX-

TURE.

The new way to make it is: With a gallon and a half of boiling water make a paste of 15 pounds sulphur, then with 10 gallons boiling water slack 30 pounds of fresh lime in a strong barrel, etir with a hoc a minute, now pour in your sulphur paste; cover quick with an oid blanket and a tub up side down on the barrel, let it cook for 10 minutes; now siir, so lime don't burn, cover quickly, let stand 10 minutes; dispolated by the stand to minutes; but it is a delightful freesing, clear, pure and free from old or urease.

Sold by leading druggists. Send 10c. In stamps for sample to The Herpicide Co.

Physicians Recommend Castoria

CASTORIA has met with pronounced favor on the part of physicians, pharmaceutical societies and medical authorities. It is used by physicians with results most gratifying. The extended use of Castoria is unquestionably the result of three facts: First-The indisputable evidence that it is harmless: Second-That it not only allays stomach pains and quiets the nerves, but assimilates the food: Third-It is an agreeable and perfect substitute for Castor Oil. It is absolutely safe. It does not contain any Opium, Morphine, or other narcotic and does not stupefy. It is unlike Soothing Syrups, Bateman's Drops, Godfrey's Cordial, etc. This is a good deal for a Medical Journal to say. Our duty, however, is to expose danger and record the means of advancing health. The day for poisoning innocent children through greed or ignorance ought to end. To our knowledge, Castoria is a remedy which produces composure and health, by regulating the system-not by stupefying it-and our readers are entitled to the information. - Hall's Journal of Health.

900 Drops AVegetable Preparation for As similating the Food and Regula ting the Stomachs and Bowels of INFANTS, CHILDREN Promotes Digestion.Cheerfulness and Rest Contains neither Opium, Morphine nor Mineral. NOT NARCOTIC. Respect Old Dr SANCEL PITCHER Psoughin Seed -Mr. Sterner -Mr. Sterner -Rochelle Salte -Arten Seed -Paperman -Manu Seed -Warm Seed -(Gerthad Sugar -Watergrown Physics) Aperfect Remedy for Constipation, Sour Stomach, Diarrhoea, Worms Convulsions Feverishness and LOSS OF SLEEP. Fac Sinule Signature of

Chatt Fletcher.

NEW YORK. Ale mores ale 35 Doses - 35 Ceses

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Strength and Endurance

here. It's enough to say there is one, and that Hood's Sursaparilla gives strength

INTERMOUNTAIN NUGGETS.

Asael Bianchard of Logan has gone on mission to Germany,

The Logan river water users are to have meeting on Saturday,

The Castledale school triistees have hired in additional primary teacher, Miss Edna

The wedding of Miss Edna Lyon, dister of Dr. F. J. Lyon, and Dorsey Herr, a San Pedro civil engineer, was a notable event at Marzyvale last week. They will live in Saft Lake.

In Selt Lake.

Vesta, the little four-year-old daughter of Mr. and Mrs. Joseph Lund of Castledale, had a very narrow escape from being burned to death. The little one was playing by a fire in the yard, when her dressos caught fire. The child's screams aroused the mother, who was busily performing work in the house, she rushed out of the house just in time to throw her apron around the little one, putting the fire out before the child was seriously burned.

The Blackfoot Democrat save: "Wil-

THE REAL TEST.

Of Herpicide Is In Giving It a Thor-

ough Trial.

endurance, as thousands ann

factors of the greatest success, person can do full justice to himself out them.

Feb. 24, 1964,

Letters from Prominent Physicians Addressed to Charles H. Fletcher.

Dr. B. Haletead Scott, of Chicago, Ilis., says: "I have prescribed your Castoria often for infants during my practice, and find it very satisfactory." Dr. William Belment, of Cleveland, Obio, says: "Your Castorie stands first in class. In my thirty years of practice I can say I never have found anything that filled the place."

Dr. J. H. Taft, of Brooklyn, N. Y. says: "I have used your Castoria and found it an excellent remedy in my household and private practice for many years. The formula is excellent."

Dr. Wm. L. Bosserman, of Ruffalo, N. Y., says: "I am pleased to speak a good word for your Castoria. I think so highly of it that I not only recommend it to others, but have used it in my own family."

Dr. R. J. Hamlen, of Detroit, Mich., says: "I prescribe your Castoria extensively, as I have never found anything to equal it for children's troubles. I am aware that there are imitations in the field, but I always see that my patients get Fletcher's."

Dr. Wm I. McCann, of Omaha, Neb., says: "As the father of thirteen children I certaitly know something about your great medicine, and aside from my own family experience I have in my years of practice found Casteria a popular and efficient remedy in almost every home." Dr. J. R. Clausen, of Philadelphia, Pa., says: "The name that your Castoria has made for fixelf in the tens of thousands of homes blessed by the presence of children, scarcely needs to be supplemented by the endorsement of the middeal profession, but I, for one, most heartily endorse it and believe it an excellent remedy."

Dr. Channing H. Cook, of St. Louis, Mo., says: "I have used your Castoria for soveral years past in my own inmity and have always found it thoroughly efficient and never objected to by children, which is a great consideration in view of the fact that most imedicines of this character are obnexious and therefore difficult of administration. As a laxative, I consider it the peer of anything that I ever pre-

Dr. R. M. Ward, of Kaneas City, Mo., says: "Physicians generally do not pre-scribe proprietary preparations, but in the case of Castoria my experience, like that of many other physicians, has taught me to make an exception. I prescribe your Castoria in my practice because I have found it to be a thoroughly reliable remedy for children's complaints. Any physician who has reised a family, as I have, will join me in heartiest recommendation of Castoria."

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HOME CURES BY MAIL Do not despair because you live at a distance from the it case to get expert advice and treatment at home. Their new symptom of disease which enables them to diagnose your case and tell you is, what can be done for you, and what the cost of a care will be. WHITE IT of their new symptom has and take advantage of the PREE EXAMINATION by treatment or not the advice costs you pothing.

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If you suffer from any of the weaknesses or diseases caused by leadrance, excess or con-tagion YOU ARE THE VERY PERSON WE WANT TO TALK TO. We have provenour skill in coring CHRONIC diseases by publishing the many voluntary testimonials from home people giving names, pictures and addresses.

pictures and addresses.

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